

EPA Region 5 Records Ctr.



July 14, 2000

Mr. Clarence L. Smith, Manager Federal Site Remediation Section Division of Remediation Management

Bureau of Land

Illinois Environmental Protection Agency

1021 North Grand Avenue East

ARUSSELS P. O. Box 19276

Springfield, IL 62794-9276

HARRISBURG

Re: Hillsboro/Eagle Zinc

LONDON

HARTFORD

BOSTON

Dear Mr. Smith:

NEW YORK

PARIS

PHILABELPHIA

PRINCETON

WASHINGTON

I am writing at the request of my client, T.L. Diamond & Company, Inc. ("T.L. Diamond"). in response to your letter of June 28, 2000 which was served on T.L. Diamond's registered agent on July 5, 2000. T.L. Diamond has commenced the work necessary to respond to all of the questions on the Information Request. However, compiling and preparing responses to a number of those questions will take a significant amount of time. As you are aware from our earlier discussions and meetings, T.L. Diamond and its operating facility, Eagle Zinc, do not have the people to complete this response in the 30-day timeframe without affecting their availability to do their basic jobs. Therefore, I am writing to propose that the questions listed below be responded to by T.L. Diamond by August 20, 2000 (a 15-day extension) and that a 60 to 90-day extension be granted for the other questions. I have discussed the longer extension with James Richardson. I note in this regard that the preponderance of actual site information including sampling, testing, location of structures and site features are already in the possession of Illinois EPA either through sampling and testing results submitted over the past several years and compiled and resubmitted in February of this year or in the air permit application and the stormwater application.

We believe the following questions can be answered the first round - 4 through 11, 16 (most of which is already within IEPA's possession) and 20 through 32. Of course, questions 1 through 3 and 33 may have to be answered in both submissions rounds.

T.L. Diamond will use its best efforts to respond to all of the remaining questions as soon as possible. However, as you know, these questions are complicated, multi-part and will take significant effort to answer; therefore, my client is requesting the 60-90-day extension so it can provide complete responses.

On a slightly different topic, we understand from Rick Lanham that we should be expecting the IEPA response to Environ's February submission sometime in the next week or so. After we have had an opportunity to review that, we will also want to schedule a technical meeting with Rick and anyone else that you deem appropriate to discuss those comments.

Dechert Price & Rhoads

EHCADE

Mr Clarence L Smith July 14, 2000 Page 2

If you have any questions about this request or would like to discuss it, please call me at the above number. Thank you for your courtesy and cooperation.

Sincerely,

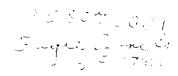
Lois Kimbol

LK/drv

cc: James G. Richardson, Esquire

Rick Lanham

Thomas A. Youngless Paul Dean Bangor



Dechert

FAX COVER SHEET

July 14, 2000

TO:

Clarence L. Smith

FAX: 217 782.3258

1 - 2 /

TEL: 217 782,6760

James G. Richardson

Rick Lanham

217.532.2458

217.532.3971

BRUSSELS

BOSTON

Thomas A. Youngless

304.623.2916

Paul Dean Bangor

304.623.4118

HARRISBURG

CC:

FAX:

TEL:

FROM: Lois Kimbol

FAX:

TEL:

215.994 2537

HARTFORD

ROOM: 3874

EMAIL: Lois Kimbol@dechert.com

CLIENT:

MATTE 284874

LONDON

TOTAL PAGES (INCLUDING COVER SHEET): 3

NEW YORK

PARIS

PHILADELPHIA

CONFIDENTIALITY NOTE: The information contained in this facsimile message is legally privileged and confidential information intended only to the use of the individual or entity named above. If you are not the intended recipient, you are hereby notified that you should not further disseminate, distribute or copy this message. In addition, if you have received this message in error, please notify us immediately by collect telephone call and return the original message to us at the address below via the United States Postal Service. Thank you,

07-14-200 ms

PRINCETON

WASHINGTON

FILE CODY

RELEASABLE

JUL 1 4 2000

FAXED

36, 34, 35, 40

IF ALL PAGES ARE NOT RECEIVED, PLEASE CALL 215.994.5338

Dechert Price & Rhoads

4000 Bell Atlantic Tower • 1717 Arch Street • Philadelphia, PA 19103-2793

Tel: 215.994.4000 • Fax: 215.994.2222 • www.dechert.com